

Official Proceedings

March 6, 2007
8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions to the agenda. Comm.Nodland added zoning. Chairman Wolf added Fair Board request. Auditor Alice Schulz added court facilities grant and safe routes for school. Comm. Willer moved to ratify agenda. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Zander moved to approve the minutes from the February 6, 2007, meeting as presented. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Nodland moved to accept the accounts payable and supplement as presented. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

General: Payroll: \$107,116.41; George Nodland: \$75.00; Ken Zander: \$75.00; Rhonda Anderson: \$1,376.00; West Payment Center: \$462.80; Culligan Water: \$35.25; SBM Inc: \$465.03; Rocky Mountain Oil Journal: \$159.00; Service Printers: \$72.60; Walmart: \$236.10; Diane Brines: \$147.00; Natalie Wandler: \$50.00; B&M Security: \$16.50; Braun Distributing: \$42.24; DJ's Amoco: \$72.32; Electric Sales & Service: \$62.55; Jerome Distributing: \$682.80; Mann's Plumbing: \$222.26; Newby's Ace Hardware: \$483.92; RJ Distributing: \$55.00; Rudy's Lock & Key: \$12.25; City of Dickinson: \$7,067.07; MDU: \$4,727.97; West Plains Electric: \$226.00; Dave's Quality Carpet Care: \$1,060.00; Medcenter One Occupational Center Health Clinic: \$337.50; NDPers: \$11,527.59; Hardy, Maus & Nordsven: \$675.00; Kerry Ehresman: \$1,367.75; Gary's Painting & Lawn Care: \$225.00; Alltel: \$345.32; Consolidated Comm: \$617.54; Qwest Corporation: \$487.00; American Bank Center: \$556.18; Alice Schulz: \$1.99; ND Youth Correctional Center: \$1,319.76; Dickinson Parks & Rec: \$79.04; Mid American Specialties: \$239.16; Bismarck Ramkota Inn: \$375.00; Visa: \$1,064.76; Peace Officer Standards: \$110.00; Dickinson Ambulance: \$86.00; Great Plains Clinic: \$124.00; NDACO: \$315.00; Interstate All Battery: \$86.86; Cory Tuhy: \$46.14; Balco Uniforms Co: \$729.50; Superior Cleaners: \$4.75; Wanner Western Wear: \$55.20; Dakota Communications: \$52.50; Farmers Union Oil of Richardton: \$237.67; Kohler Communications: \$13.60; Midas: \$110.94; Sax Motor Co: \$165.35; T-Rex Conoco: \$134.40; BP Amoco: \$1,683.46; Cenex Fleetcard: \$12.07; Farmers Union Oil Bis/Man: \$787.62; Jay Kuntz: \$127.00; Electronic Communications: \$365.00; Galls Inc: \$10.99; Quartermaster: \$118.47; SW Wireless: \$354.00; Uniform Center: \$325.50; PCSINET: \$916.50; LEC Maintenance: \$4,120.22; Metro-Area Ambulance: \$387.75; Brent Pringle: \$106.70; Advanced Business Methods: \$1,098.43; Dickinson Press: \$33.12;

10-Mill: Kadrmas, Lee & Jackson: \$1,815.00;

County Road: Benco Equipment: \$534.03; Consolidated Comm: \$4,488.57; Kadrmas, Lee & Jackson: \$18,613.46; Newby's Ace Hardware: \$577.98; Sherwin-Williams: \$86.30; Acme Electric Co: \$7,309.97; Butler Machinery: \$149,578.92; Berger Sanitation: \$240.00; Alltel: \$175.05; City of Belfield: \$17.65; City of Dickinson: \$4.54; City of Richardton: \$54.90; MDU: \$3,158.15; Qwest: \$49.77; Southwest Water Authority: \$43.47; West Plains Electric: \$1,212.00; Belfield Automotive: \$28.89; Bosch Lumber Co: \$37.57; Braun Distributing: \$100.00; Carquest Auto Parts: \$28.11; Dakota Dust-Tex: \$49.35; Dickinson Supply: \$493.11; Faiman's : \$213.50; Farmers Union Oil of South Heart: \$30.25; Fix It Shop: \$334.95; Tom Glaser: \$560.00; Hedahls Headquarters: \$57.59; Jerome Distributing: \$43.70; Mid-West Doors: \$139.80; RJ Distributing: \$18.50; Rummel Auto

Wrecking: \$207.09; Runnings Supply: \$128.98; Ray Sand: \$13.57; SBM Inc: \$157.42; Alice Schulz: \$4.26; Southwest Grain: \$2,129.06; UBC: \$96.42; Western Fire & Safety: \$49.06; Walmart: \$263.42; Beall Corporation: \$547.17; Diamond Truck Equipment: \$29.80; Dickinson Tire: \$468.60; Kohler Communications: \$96.00; Len's Midnite Repair: \$74.73; Midwest Auto Glass: \$199.76; Miller Machine: \$32.91; Parkway Ford Sales: \$6.92; Performance Truck: \$234.21; Pump Systems: \$4,229.76; Ray's Auto Electric: \$203.50; Sakakawea Marine: \$44.90; Sax Motor Co: \$26,565.21; Schmidt Repair Inc: \$361.61; Stone Mill Inc: \$29.10; Westlie Crossroads: \$194.06; NW Tire: \$67.98; West Plains Implement: \$153.87; Missouri Valley Petroleum: \$854.04; West Dakota Oil: \$57.95; Energy Systems Inc: \$60.45; JP Steel & Supply: \$676.61; Fisher Sand & Gravel: \$87,748.56; Vincent Veverka: \$21,507.00; Dickinson Press: \$70.38; Allen Heiser: \$142.16; NDACO: \$630.00; NDLTAP-UGPTI: \$300.00; ND Dept of Transportation: \$12.00; Postmaster: \$38.00; Dickinson Ready Mix: \$40.00; Payroll: \$156.12;

Highway Tax Distribution: Payroll: \$57,022.67; NDPers: \$11,725.01;

Social Welfare: Little Guy Software: \$47.00; ND Dept of Human Services: \$8,595.28; Marion County Sheriff: \$28.00; NW Youth Assessment Center: \$105.00; Payroll: \$163,343.84; NDPers: \$33,664.44; Social Services: \$10,091.55; Child Support: \$2,727.97;

County Poor: ND Dept of Human Services: \$19,682.54;

IT – Computer/Updates: Payroll: \$4,000.00; NDPers: \$573.82; American Bank Center: \$306.00; DJ's Amoco: \$21.05; Alltel: \$11.35; Consolidated Comm: \$198.04; Hewlett-Packard: \$1,674.00; NDACO: \$229.00; SBM Inc: \$297.90; Zones Corporate: \$687.66; Walmart: \$34.76; Information Technology Dept: \$1,086.00; Official Payment Center: \$225.00;

County Park: Dickinson Parks & Rec: \$144,000.00;

Fair Board: Stark County Fair Board: \$29,215.85;

County Jail: SWMCCC: \$19,095.56;

Insurance: State Fire & Tornado: \$176.71;

Comp Health: NDPers: \$13,528.33; Blue Cross Blue Shield: \$309.20; Medicare Blue RX: \$263.60;

VSO Fund: Payroll: \$5,621.31;

Social Security: American Bank Center: \$23,618.59;

Advertising: Dickinson Press: \$139.38;

County Agent: Payroll: \$3,418.01; NDPers: \$234.06; NDSU Ext Service: \$23,831.49; Kurt Froelich: \$30.00; Sharon Kickert-Gerbig: \$30.00; Consolidated Comm: \$210.19; Advanced Business Methods: \$1,159.03; SBM Inc: \$27.69; Alice Pojorlie: \$100.00; Mary Whitmer: \$151.80;

Weed Control: Payroll: \$6,587.17; NDPers: \$913.74; Alltel: \$22.70; NAWMA: \$65.00; US Postal Service: \$78.00; American Bank Center: \$306.00;

9-1-1: Payroll: \$4,928.05; NDPers: \$1,377.84; City of Dickinson: \$5,939.59; Comfort Inn: \$100.00; Gary Kostecky: \$125.00; Brent Pringle: \$27.50; Qwest: \$1,761.36; Consolidated Comm: \$553.00; Reservation Telephone: \$80.00; 3D Specialties: \$58.55; American Bank Center: \$351.14;

Adult Education: Dan's Supermarket: \$13.18; Mary Haich: \$25.00; NDSU Extension: \$902.50; Stark-Billings County Ext: \$247.81; Walmart: \$39.28;

Domestic Violence: State Treasurer: \$70.00;

Northland Project Grant: West Dakota Parent: \$56.58;

Homeland Security Grant: Payroll: \$1,516.92; American Bank Center: \$26.78; SBM Inc: \$26.07; Stark County Red Cross: \$8,236.60;

Security/Transfer DJS: Payroll: \$204.16;

LEC Financial Officer: Payroll: \$4,100.67; American Bank Center: \$305.38; NDPers: \$373.98;

SW Victim Witness: Linda Presler: \$198.23; Alltel: \$93.29; City of Dickinson: \$.20; Consolidated Comm: \$4.29; Payroll: \$2,758.85; American Bank Center: \$203.43; NDPers: \$460.62;

Domestic Violence Rape Crisis Center: Domestic Violence: \$479.00;

Preservation Fund: Cass County Treasurer: \$796.50; Tyler Technologies: \$175.00; Zones Inc: \$687.66;

State Reimbursement: Dave Wilkie: \$100.00; Shawn Hondl: \$25.00; Robert J Siefken: \$25.00; Matt Lechler: \$25.00; Gary Steffan: \$25.00; Cheryl Kadrmas: \$50.00; Rick Bartz: \$25.00; Corey Lee: \$50.00; Richard Bartz: \$25.00; Greg Barros: \$25.00;

Siren Contingency: Denny's Electric: \$3,677.45;

Other Reimbursements: Balco Uniforms: \$325.50; Uniform Center: \$325.50; Consolidated Comm: \$137.12;

Judgment Execution Fund: Recovery Resources: \$7,037.79; Stark Sheriff's Dept: \$270.58; Collection Center: \$961.95;

BCI-Task Force: Payroll: \$2,845.05; American Bank Center: \$217.35; NDPers: \$473.89;

911 Equipment Fund: Avtex: \$2,760.00; Consolidated Comm: \$16.00;

911 Wireless Fee: Hewlett-Packard: \$1,716.00; NDACO: \$4,400.35; Verizon Wireless: \$34.87;

Gary Kostelecky, Emergency Management, reported he is in the process of redoing the county emergency operations plan, and two mutual aid agreements have been returned for signatures. Comm. Zander moved to authorize the Chairman sign the mutual aid agreements with Hettinger County and Mercer County. Comm. Willer seconded. All voted Aye and the motion carried.

Sheriff Clarence Tuhy reported that Deputy Jay Kuntz and Stark County's canine recently attended the 2007 Regional Detector Dog Certification Program.

Bob Zent and Kurt Froelich presented the Stark County Fair Association's annual report. Bob Zent referred to Century Code 4-02-04 requesting permission to retain more than \$20,000.00 in reserve. Comm. Nodland moved to allow the Fair Association to retain whatever they so deem as long as

they give an annual report to the Board of Commissioners. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried. Comm. Nodland commended the Fair Association for saving money for the project they are working on.

Jerry Mayer, Sunrise Youth Bureau introduced Teddie Brannin who shared her enthusiasm to relocate the Youth Center. The Youth Center provides a place for kids 5th thru 8th grade to go from 4pm to 6pm. The Youth Bureau and Youth Center have formed a Task Force to identify goals. One of the goals is to find a location that would be centrally located to house both the Youth Bureau and Youth Center. Jerry inquired as to how Stark County could help them meet their goals. Currently Stark County provides the Youth Bureau with 1 mill, office space and utilities. Discussion was held.

Al Heiser, Road Superintendent, reported that bid opening for hay rent will be at the April 3 commissioners meeting. Al also recommended updating our snow removal policy, due to the fact that rural homeowners are cleaning snow out of their yards and putting it on the county right of way. The policy is published annually in October. Comm. Willer moved to adopt the amended snow removal policy. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Nodland moved to authorize the chairman to sign the Construction and Maintenance Agreement for project # SC-4510(058), SC-4511(056), SU-5-983(034)034. Comm. Hoff seconded. All voted Aye and the motion carried.

Comm. Hoff moved to authorize the chairman to sign the Memorandum of Agreement for Federal Aid Project #BRO-045(043). Comm. Zander seconded. All voted Aye and the motion carried.

North Dakota Department of Transportation is requesting applications for special road fund projects like walking or bike trails. Al Heiser recommended finishing the Crooked Crane Trail from City of Dickinson to Patterson Lake first, before starting any new projects.

Auditor Alice Schulz presented offers on Lots 12 & 13, Block 29 State Addition, from Dustin Kolling and Justin Boersma for the full asking price. Comm. Zander moved to accept the offers. Comm. Willer seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Nodland stated he would like to have the remaining lots owned in State Addition be re-appraised. Discussion was held.

Auditor Alice Schulz presented an offer from Gary Bleth for Lot 13, Block 34 State Addition for \$30,000.00, the asking price is \$42,000.00. Comm. Hoff moved to not accept the offer. Comm. Nodland seconded. All voted Aye and the motion carried.

Comm. Nodland moved to hire an appraiser to set commercial valuation on all Stark County property for sale, excluding tax lots. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Tim Kelly, Kadrmas, Lee & Jackson gave the engineers report and presented plans for the Crooked Crane Shared Use Path Project #TEU 5-983(033)033. Eugene Jackson, Kadrmas, Lee & Jackson reported that the City of Dickinson applied for a Transportation Enhancement grant on behalf of Stark County and the City of Dickinson Park Board. A grant was awarded to the project with an approximate cost of \$450,000.00. The local share would be about \$150,000.00, of which the City Park Board is willing to contribute 50%. The project needs to be bid fall of 2007, for construction in 2008. One of the biggest efforts ahead will be getting approval from the railroad to use their right of way. Discussion was held. Chairman Wolf appointed Stark County Park Board Chairman Arnie Binek and Comm. Nodland volunteered to serve on a committee to meet with members from the

City of Dickinson Park Board and bring recommendations to the April meeting. Chairman Wolf also requested Eugene Jackson facilitate at the meeting.

Auditor Alice Schulz presented an offer from Bruce Urban for Lots 9 thru 16, Block 34 in Original Plat of Belfield for \$50.00 per lot. Comm. Willer moved to counteroffer \$100.00 per lot. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Zander moved to reappoint Ernest Schneider to the Stark County Housing Authority if he agrees to serve another term. Comm. Nodland seconded. All voted Aye and the motion carried.

Auditor Alice Schulz presented the Farmers Union Oil Company-stock buy down plan. Comm. Hoff moved to reject the offer. Comm. Nodland seconded. Roll call vote. Comm. Nodland Nye. Comm. Hoff Nye. Comm. Willer Nye. Comm. Zander Aye. Chairman Wolf Nye. The motion died. Decision was tabled for further research.

Auditor Alice Schulz reported that currently the balance in the County Park Fund is \$796,344.24; of that balance \$325,000.00 is in a certificate of deposit. Interest is not being allocated on the remaining funds that are held in money market as they are commingled with other county funds. Comm. Nodland moved to make the recommendation to the County Park Board to instruct the Auditor to put a total of \$700,000.00 in certificate of deposits, and keep the \$96,344.24 in money market. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Nodland presented a recommendation from the Zoning Board to approve a request from Duane Obrigetwitsch. Comm. Nodland moved to approve Duane Obrigewitch's request to change zoning on a 1.93 acre tract in the SE4SW4 of Section 20-140-99 from agriculture to residential/agriculture. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Nodland presented a recommendation from the Zoning Board to not approve a request from Ann Perfett to change zoning from agriculture to residential/agriculture on a tract in the SW4SW4 Section 13-138-96 and SE4SE4 Section 14-138-96. Comm. Nodland moved to adopt the recommendation of the zoning board and deny Ann Perfett's request. Comm. Zander seconded. All voted Aye and the motion carried.

Auditor Alice Schulz reported the County has been awarded a Court Facility Improvement Grant for shelving in the Clerk of Court's office and to have a fire escape window installed in each office. The grant award is for \$13,431.00, requiring a 25% contribution by the county.

Discussion was held on House Bill 1051 and Senate Bill 2032.

Auditor Alice Schulz requested the commission consider closing the office on Monday, December 24, 2007, since hours are only from 8am to noon. No action taken.

The following **Miscellaneous Receipts** were filed: General: \$131,432.60; 10 Mill: \$8,974.87; County Road: \$22,240.32; Highway Tax Distribution: \$75,475.83; Special Road & Bridge: \$2,722.71; Social Services: \$197,427.74; County Poor: \$38,319.67; Information Technology: \$663.39; County Park: \$41,499.31; County Jail: \$6,655.52; Insurance: \$2,237.67; Comp Health: \$3,226.92; Emergency: \$907.57; Veterans Service Office: \$1,109.25; Social Security: \$11,446.15; Advertising: \$403.36; County Agent: \$1,855.14; Weed Control: \$2,232.75; 911 Revenue: \$20,187.13; Adult Education: \$1,993.00; Finger Print Station: \$288.00; Victim Witness/Domestic Violence: \$315.00; Homeland Security Grant: \$8,236.60; Estimate Tax: \$1,651.85; Game and Fish: \$7,820.00; Security/Transfer DJS Reimb: \$204.16; County Leased Building: \$147.61; LEC Financial Officer: \$4,952.32; SW Victim Witness: \$10,503.23; DVRCC: \$479.00; Preservation

Fee: \$1,809.00; Other Reimbursements: \$9,863.23; Judgment Execution Fund: \$265.00; BCI-Task Force: \$42,000.00; 911 Equipment: \$2,620.59; 911 Wireless Fee: \$2,847.52;

Comm. Nodland moved to adjourn. Comm. Hoff seconded.

Alice Schulz, Auditor

Duane A. Wolf, Chairman